

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

THURSDAY, THE 28TH JUNE 2007 / 7TH ASHADHA 1929

WA.No. 1726 of 2001

AGAINST THE JUDGEMENT IN OP.10474/2001 DATED 9.4.2001

APPELLANT: PETITIONER:

E.S.NISHA, D/O.LATE E.K.SOBHANAN, AGED 19 YEARS,
RESIDING AT PULIGANAPULLY HOUSE, PUTHEVELI P.O.
MALAVANA, ERNAKULAM DISTRICT.

BY ADV. SRI.DENY JOSEPH
SRI.A.J.VARGHESE

RESPONDENTS: RESPONDENTS:

1. THE DIRECTOR OF HEALTH SERVICES,
DIRECTORATE OF HEALTH SERVICES,
THIRUVANANTHAPURAM.
2. THE PRINCIPAL, SCHOOL OF NURSING, ERNAKULAM.
3. THE DIRECTOR OF VIGILANCE INVESTIGATION,
TRIVANDRUM.
4. SOUMAYA.K.U., STUDENT, FIRST YEAR GENERAL NURSING
COURSE, SCHOOL OF NURSING, ERNAKULAM.

SENIOR GOVERNMENT PLEADER SRI.M.K.SABU

THIS WRIT APPEAL HAVING COME UP FOR ORDERS ON 28/06/2007, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN,J.

**W.A. NO. 1726 OF 2001
and
C.M.P.NO. 3926 OF 2001**

Dated this the 28th June, 2007

JUDGMENT

H.L.DATTU, C.J.

There is a delay of four days in preferring the writ appeal. In spite of granting time, learned counsel appearing for the appellant has not taken fresh steps to issue notice to respondent Nos.2 and 4. This would show that the appellant is not interested in the matter. Therefore, the petition for condonation of delay in filing the writ appeal is dismissed for non-prosecution.

2. Consequent to the dismissal of the petition for condonation of delay in filing the appeal, the writ appeal is also dismissed for non-prosecution.

3. In view of the order passed in the Writ Appeal, the relief sought for in C.M.P.No.6116 of 2002 need not be considered by this Court. Accordingly, the said application is also rejected.

Ordered accordingly.

**(H.L.DATTU)
Chief Justice**

**(K.T.SANKARAN)
Judge**

ahz/

H.L.DATTU, C.J. &
K.T.SANKARAN, J.

W.A.NO. 1726 OF 2001

JUDGMENT

28th June, 2007
